MSS

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 476 OF 2007

IN

SUIT NO. 126 OF 1996

LAXMI ASBESTOS PRODUCT LTD. .. PLAINTIFFS

Vs.

CAMCO BUILDERS INDIA LTD. .. DEFENDANTS

Mr. M. S. Doctor i/b M/s. Hariani & Co. for plaintiffs

Ms. Leena Desai i/b Wadia Ghandy & Co. for defendants 1 & 2

CORAM: **SMT. RANJANA DESAI, J.**

DATED: SEPTEMBER 14, 2007.

P.C.

. This Chamber Summons is taken out by the plaintiffs praying that they may be permitted to carry out amendment as per schedule appended to the Chamber summons and also consequential amendments.

2. The learned counsel for the plaintiffs states that he has instructions to withdraw the Chamber Summons because the plaintiffs want to file a separate suit in respect of the subject matter of

Chamber Summons. He states that, therefore, the plaintiffs may be permitted to withdraw the Chamber Summons with liberty to file a separate suit in respect of the subject matter of the Chamber Summons.

3. In my opinion, Chamber Summons can be permitted to be withdrawn. However, there is no need to grant liberty to the plaintiffs to file separate suit in respect of the subject matter of the Chamber Summons.

4. Chamber Summons is allowed to be withdrawn and is disposed of as such.

JUDGE